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Chief Clerk of the House

FILED MAR 05 2003

By: \_\_\_\_\_

H.J.R. No. 68

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the Veterans'  
2 Land Board to make certain payments on revenue bonds and to use  
3 assets in certain funds to provide for veterans homes.

4 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subsections (r) and (s), Section 49-b, Article  
6 III, Texas Constitution, are amended to read as follows:

7 (r) Receipts of all kinds of the Veterans' Land Fund, the  
8 Veterans' Housing Assistance Fund, or the Veterans' Housing  
9 Assistance Fund II that the Board determines are not required for  
10 the payment of principal of and interest on the general obligation  
11 bonds benefiting those funds, including payments by the Board under  
12 a bond enhancement agreement with respect to principal of or  
13 interest on the bonds, may be used by the Board, to the extent not  
14 inconsistent with the proceedings authorizing the bonds to:

15 (1) make temporary transfers to another of those funds  
16 to avoid a temporary cash deficiency in that fund or make a transfer  
17 to another of those funds for the purposes of that fund;

18 (2) pay the principal of and interest on general  
19 obligation bonds issued to provide money for another of those funds  
20 or make bond enhancement payments with respect to the bonds; or

21 (3) pay the principal of and interest on revenue bonds  
22 of the Board or make bond enhancement payments with respect to the  
23 bonds [~~if the bonds are issued to provide funds to purchase lands~~  
24 ~~and sell lands to veterans or make home mortgage loans to veterans~~].

1           (s) If the Board determines that assets from the Veterans'  
2 Land Fund, the Veterans' Housing Assistance Fund, or the Veterans'  
3 Housing Assistance Fund II are not required for the purposes of the  
4 fund, the Board may:

5                   (1) transfer the assets to another of those funds;

6                   (2) use the assets to secure revenue bonds issued by  
7 the Board; [~~or~~]

8                   (3) use the assets to plan and design, operate,  
9 maintain, enlarge, or improve veterans cemeteries; or

10                   (4) use the assets to plan and design, construct,  
11 acquire, own, operate, maintain, enlarge, improve, furnish, or  
12 equip veterans homes.

13           SECTION 2. This proposed constitutional amendment shall be  
14 submitted to the voters at an election to be held November 4, 2003.  
15 The ballot shall be printed to permit voting for or against the  
16 proposition: "The constitutional amendment authorizing the  
17 Veterans' Land Board to use assets in certain veterans' land and  
18 veterans' housing assistance funds to provide veterans homes for  
19 the aged or infirm and to make principal, interest, and bond  
20 enhancement payments on revenue bonds."

# HOUSE COMMITTEE REPORT

1<sup>st</sup> Printing

03 APR -7 PM 10: 22  
HOUSE OF REPRESENTATIVES

By: Hupp

H.J.R. No. 68

Substitute the following for H.J.R. No. 68:

By: Berman

C.S.H.J.R. No. 68

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7 the Board; ~~[or]~~

8                   (3) use the assets to plan and design, operate,  
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12 equip veterans homes.

13           SECTION 2. This proposed constitutional amendment shall be  
14 submitted to the voters at an election to be held September 13,  
15 2003. The ballot shall be printed to permit voting for or against  
16 the proposition: "The constitutional amendment authorizing the  
17 Veterans' Land Board to use assets in certain veterans' land and  
18 veterans' housing assistance funds to provide veterans homes for  
19 the aged or infirm and to make principal, interest, and bond  
20 enhancement payments on revenue bonds."

# COMMITTEE REPORT

The Honorable Tom Craddick  
Speaker of the House of Representatives

4-3-2003  
(date)

Sir:

We, your COMMITTEE ON DEFENSE AFFAIRS AND STATE-FEDERAL RELATIONS

to whom was referred HJR 68 have had the same under consideration and beg to report back with the recommendation that it

- ☐ do pass, without amendment.  
☐ do pass, with amendment(s).  
☒ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.  
☒ yes ☐ no A fiscal note was requested.  
☐ yes ☒ no A criminal justice policy impact statement was requested.  
☐ yes ☒ no An equalized educational funding impact statement was requested.  
☐ yes ☒ no An actuarial analysis was requested.  
☐ yes ☒ no A water development policy impact statement was requested.  
☐ yes ☒ no A tax equity note was requested.  
☐ The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars.

For Senate Measures: House Sponsor \_\_\_\_\_

Joint Sponsors: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

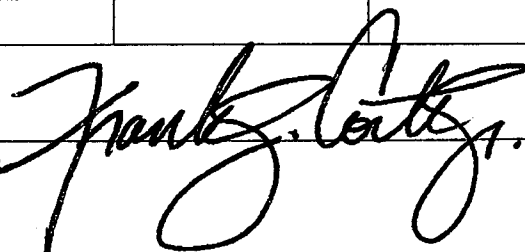
Co-Sponsors: \_\_\_\_\_

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Corte, Jr., Chair	✓			
Campbell, Vice-chair				✓
Berman	✓			
Delisi	✓			
Mabry, Jr.	✓			
Merritt	✓			
Moreno	✓			
Noriega				✓
Seaman	✓			

Total      7      aye  
                 0      nay  
                 0      present, not voting  
                 2      absent

CHAIR



## **BILL ANALYSIS**

C.S.H.J.R. 68

By: Hupp

Defense Affairs and State-Federal Relations

Committee Report (Substituted)

### **BACKGROUND AND PURPOSE**

Under Section 49 of Article III of the Texas Constitution the Veterans' Land Board of the State of Texas (VLB) is authorized to administer the Veterans' Land Program and the Veterans' Housing Assistance Program. The 77th Legislature passed a constitutional amendment, which was approved by the voters in November 2001, allowing excess assets in those programs also to be used to plan and design, operate, maintain, enlarge, or improve veterans cemeteries. The Texas Constitution does not currently provide for the use of assets in the Veterans' Land Program or the Veterans' Housing Assistance Program for the state veterans home program. HJR 68 would amend the Texas Constitution to provide that if the Veterans' Land Board determines that receipts of the veterans' land fund, veterans' housing assistance fund or veterans' housing assistance fund II are not required for the payment of debt service on the general obligation bonds benefitting those funds, the VLB may use such receipts to pay the debt service on any revenue bonds issued by the VLB. Also, this resolution would allow the VLB to use assets from these various funds to plan, design, construct, acquire, own, operate, maintain, enlarge, improve, furnish, or equip veterans homes.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **ANALYSIS**

SECTION 1. HJR 68 would allow the VLB to use receipts in the Veterans Land Fund, The Veterans' Housing Assistance Fund, or the Veterans' Housing Assistance Fund II that are not needed for the purpose of paying debt service on its general obligation bonds to pay principal and interest on any of its revenue bonds.

HJR 68 also authorizes the VLB, if they determine that assets from the Veterans' Land Fund, the Veterans' Housing Assistance Fund, or the Veterans' Housing Assistance Fund II are not required for the purposes of the fund, to use those assets to plan and design, operate, enlarge, or improve veterans homes.

SECTION 2. This proposed constitutional amendment will be submitted to the voters on September 13, 2003. This section quotes the ballot language to be used.

### **COMPARISON OF SUBSTITUTE TO THE ORIGINAL**

The substitute changes the original version of the bill in SECTION 2 by changing the date on which the amendment will be submitted to the voters to September 13, 2003.

## SUMMARY OF COMMITTEE ACTION

HJR 68

April 3, 2003 8:00AM

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Considered in public hearing

Testimony taken in committee (See attached witness list.)

Committee substitute considered in committee

Reported favorably as substituted

WITNESS LIST

HJR 68

HOUSE COMMITTEE REPORT

Defense Affairs and State-Federal Relations Committee

April 3, 2003 - 8:00AM

For: Patterson, Jerry (Veterans Land Board)

On: Martin, Rusty (Veterans Land Board)



**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**April 1, 2003**

**TO:** Honorable Frank Corte, Chair, House Committee on Defense Affairs and State-Federal Relations

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HJR68** by Hupp (Proposing a constitutional amendment authorizing the Veterans' Land Board to make certain payments on revenue bonds and to use assets in certain funds to provide for veterans homes.), **As Introduced**

<b>No fiscal implication to the State is anticipated, other than the cost of publication. .</b>
---

The cost to the state for publication of the resolution is \$85,275.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 305 General Land Office and Veterans' Land Board

**LBB Staff:** JK, WK, MS

# HOUSE ENGROSSMENT

By: Hupp, Hunter, Miller, Delisi, Berman

H.J.R. No. 68

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17 to another of those funds for the purposes of that fund;

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20 or make bond enhancement payments with respect to the bonds; or

21 (3) pay the principal of and interest on revenue bonds  
22 of the Board or make bond enhancement payments with respect to the  
23 bonds [~~if the bonds are issued to provide funds to purchase lands~~  
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7 the Board; ~~[or]~~

8                   (3) use the assets to plan and design, operate,  
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13           SECTION 2. This proposed constitutional amendment shall be  
14 submitted to the voters at an election to be held September 13,  
15 2003. The ballot shall be printed to permit voting for or against  
16 the proposition: "The constitutional amendment authorizing the  
17 Veterans' Land Board to use assets in certain veterans' land and  
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**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**April 1, 2003**

**TO:** Honorable Frank Corte, Chair, House Committee on Defense Affairs and State-Federal Relations

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HJR68** by Hupp (Proposing a constitutional amendment authorizing the Veterans' Land Board to make certain payments on revenue bonds and to use assets in certain funds to provide for veterans homes.), **As Introduced**

<b>No fiscal implication to the State is anticipated,</b> other than the cost of publication. .
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The cost to the state for publication of the resolution is \$85,275.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 305 General Land Office and Veterans' Land Board

**LBB Staff:** JK, WK, MS

1-1 By: Hupp, et al. (Senate Sponsor - Fraser) H.J.R. No. 68  
1-2 (In the Senate - Received from the House April 30, 2003;  
1-3 May 7, 2003, read first time and referred to Committee on Veteran  
1-4 Affairs and Military Installations; May 22, 2003, reported  
1-5 favorably by the following vote: Yeas 3, Nays 0; May 22, 2003, sent  
1-6 to printer.)

1-7 HOUSE JOINT RESOLUTION

1-8 proposing a constitutional amendment authorizing the Veterans'  
1-9 Land Board to make certain payments on revenue bonds and to use  
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1-24 to another of those funds for the purposes of that fund;

1-25 (2) pay the principal of and interest on general  
1-26 obligation bonds issued to provide money for another of those funds  
1-27 or make bond enhancement payments with respect to the bonds; or

1-28 (3) pay the principal of and interest on revenue bonds  
1-29 of the Board or make bond enhancement payments with respect to the  
1-30 bonds [~~if the bonds are issued to provide funds to purchase lands~~  
1-31 ~~and sell lands to veterans or make home mortgage loans to veterans~~].

1-32 (s) If the Board determines that assets from the Veterans'  
1-33 Land Fund, the Veterans' Housing Assistance Fund, or the Veterans'  
1-34 Housing Assistance Fund II are not required for the purposes of the  
1-35 fund, the Board may:

1-36 (1) transfer the assets to another of those funds;

1-37 (2) use the assets to secure revenue bonds issued by  
1-38 the Board; [~~or~~]

1-39 (3) use the assets to plan and design, operate,  
1-40 maintain, enlarge, or improve veterans cemeteries; or

1-41 (4) use the assets to plan and design, construct,  
1-42 acquire, own, operate, maintain, enlarge, improve, furnish, or  
1-43 equip veterans homes.

1-44 SECTION 2. This proposed constitutional amendment shall be  
1-45 submitted to the voters at an election to be held September 13,  
1-46 2003. The ballot shall be printed to permit voting for or against  
1-47 the proposition: "The constitutional amendment authorizing the  
1-48 Veterans' Land Board to use assets in certain veterans' land and  
1-49 veterans' housing assistance funds to provide veterans homes for  
1-50 the aged or infirm and to make principal, interest, and bond  
1-51 enhancement payments on revenue bonds."

1-52 \* \* \* \* \*



FAVORABLE  
SENATE COMMITTEE REPORT ON

SB SCR SJR SR HB HCR HJR 68  
By Rep. Hupp, ET AL. / SP: Sen. Fraser  
(Author/Senate Sponsor)  
May 22, 2003  
(date)

VETERAN AFFAIRS

We, your Committee on AND MILITARY INSTALLATIONS, to which was referred the attached measure,  
have on May 21, 2003, had the same under consideration and I am instructed to report it  
(date of hearing)  
back with the recommendation(s) that it:

☒ do pass and be printed

☐ do pass and be ordered not printed

☐ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☐ yes ☒ no

An actuarial analysis was requested. ☐ yes ☒ no

Considered by subcommittee. ☐ yes ☒ no

The measure was reported from Committee by the following vote:

	YEA	NAY	ABSENT	PNV
Senator Van de Putte, Chair	x			
Senator Estes, Vice-Chair	x			
Senator Fraser			x	
Senator Madla			x	
Senator Shapleigh	x			
TOTAL VOTES	-3-		-2-	

COMMITTEE ACTION

☒ S260 Considered in public hearing  
☒ S270 Testimony taken

G. Watson  
COMMITTEE CLERK

Leticia Van de Putte  
CHAIR

Paper clip the original and one copy of this signed form to the original bill  
Retain one copy of this form for Committee files

WITNESS LIST

HJR 68

SENATE COMMITTEE REPORT

Veteran Affairs & Military Installations

May 21, 2003 - 1:30PM

FOR: Patterson, Jerry Commissioner (General Land Office & Veterans' Land Board), Austin, TX

Registering, but not testifying:

ON: Martin, Rusty Director of Funds Management (Texas General Land Office & Veterans' Land Board), Austin, TX  
Oldmixon, Doug Executive Secretary (Veterans' Land Board), Austin, TX

## **BILL ANALYSIS**

Senate Research Center  
78R11198 KEL-D

H.J.R. 68  
By: Hupp (Fraser)  
Veteran Affairs & Military Installations  
5/10/2003  
Engrossed

### **DIGEST AND PURPOSE**

Currently, under Section 49 of Article III of the Texas Constitution the Veterans' Land Board of the State of Texas (VLB) is authorized to administer the veterans' land program and the veterans' housing assistance program. The 77th Legislature passed a constitutional amendment, which was approved by the voters in November 2001, allowing excess assets in those programs also to be used to plan and design, operate, maintain, enlarge, or improve veterans cemeteries. The Texas Constitution does not currently provide for the use of assets in the veterans' land program or the veterans' housing assistance program for the state veterans home program. H.J.R. 68 proposes an amendment to the Texas Constitution to authorize VLB, if it determines that receipts of the veterans' land fund, veterans' housing assistance fund or veterans' housing assistance fund II are not required for the payment of debt service on the general obligation bonds benefitting those funds, to use such receipts to pay the debt service on any revenue bonds issued by the VLB. The proposed amendment also authorizes VLB to use assets from these various funds to plan, design, construct, acquire, own, operate, maintain, enlarge, improve, furnish, or equip veterans homes.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Subsections (r) and (s), Section 49-b, Article III, Texas Constitution, as follows:

(r) Deletes text referring to bonds issued to provide funds to purchase and sell lands or make home mortgage loans to veterans.

(s) Authorizes the Veterans' Land Board (VLB) to use assets from various funds to plan and design, construct, acquire, own, operate, maintain, enlarge, improve, furnish, or equip veterans homes, as well as other activities. Makes nonsubstantive changes.

SECTION 2. Requires this constitutional amendment to be submitted to the voters at an election on September 13, 2003. Sets forth the required content of the ballot.



**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**May 13, 2003**

**TO:** Honorable Leticia Van de Putte, Chair, Senate Committee on Veteran Affairs & Military Installations

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HJR68** by Hupp (Proposing a constitutional amendment authorizing the Veterans' Land Board to make certain payments on revenue bonds and to use assets in certain funds to provide for veterans homes.), **As Engrossed**

<b>No fiscal implication to the State is anticipated, other than the cost of publication. .</b>
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The cost to the state for publication of the resolution is \$85,275.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 305 General Land Office and Veterans' Land Board

**LBB Staff:** JK, WK, MS

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**April 1, 2003**

**TO:** Honorable Frank Corte, Chair, House Committee on Defense Affairs and State-Federal Relations

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HJR68** by Hupp (Proposing a constitutional amendment authorizing the Veterans' Land Board to make certain payments on revenue bonds and to use assets in certain funds to provide for veterans homes.), **As Introduced**

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1-3 May 7, 2003, read first time and referred to Committee on Veteran  
1-4 Affairs and Military Installations; May 22, 2003, reported  
1-5 favorably by the following vote: Yeas 3, Nays 0; May 22, 2003, sent  
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FAVORABLE  
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SB SCR SJR SR HB HCR HJR 68  
By Rep. Hupp, ET AL. / SP: Sen. Fraser  
(Author/Senate Sponsor)  
May 22, 2003  
(date)

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(date of hearing)  
back with the recommendation(s) that it:

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( ) do pass and be ordered not printed  
( ) and is recommended for placement on the Local and Uncontested Bills Calendar.  
A fiscal note was requested. ☒ yes ( ) no  
A revised fiscal note was requested. ( ) yes ☒ no  
An actuarial analysis was requested. ( ) yes ☒ no  
Considered by subcommittee. ( ) yes ☒ no

The measure was reported from Committee by the following vote:

	YEA	NAY	ABSENT	PNV
Senator Van de Putte, Chair	x			
Senator Estes, Vice-Chair	x			
Senator Fraser			x	
Senator Madla			x	
Senator Shapleigh	x			
TOTAL VOTES	- 3 -		- 2 -	

COMMITTEE ACTION

S260 Considered in public hearing  
S270 Testimony taken

G. Watson  
COMMITTEE CLERK

Leticia Van de Putte  
CHAIR

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## **BILL ANALYSIS**

Senate Research Center  
78R11198 KEL-D

H.J.R. 68  
By: Hupp (Fraser)  
Veteran Affairs & Military Installations  
5/10/2003  
Engrossed

### **DIGEST AND PURPOSE**

Currently, under Section 49 of Article III of the Texas Constitution the Veterans' Land Board of the State of Texas (VLB) is authorized to administer the veterans' land program and the veterans' housing assistance program. The 77th Legislature passed a constitutional amendment, which was approved by the voters in November 2001, allowing excess assets in those programs also to be used to plan and design, operate, maintain, enlarge, or improve veterans cemeteries. The Texas Constitution does not currently provide for the use of assets in the veterans' land program or the veterans' housing assistance program for the state veterans home program. H.J.R. 68 proposes an amendment to the Texas Constitution to authorize VLB, if it determines that receipts of the veterans' land fund, veterans' housing assistance fund or veterans' housing assistance fund II are not required for the payment of debt service on the general obligation bonds benefitting those funds, to use such receipts to pay the debt service on any revenue bonds issued by the VLB. The proposed amendment also authorizes VLB to use assets from these various funds to plan, design, construct, acquire, own, operate, maintain, enlarge, improve, furnish, or equip veterans homes.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Subsections (r) and (s), Section 49-b, Article III, Texas Constitution, as follows:

(r) Deletes text referring to bonds issued to provide funds to purchase and sell lands or make home mortgage loans to veterans.

(s) Authorizes the Veterans' Land Board (VLB) to use assets from various funds to plan and design, construct, acquire, own, operate, maintain, enlarge, improve, furnish, or equip veterans homes, as well as other activities. Makes nonsubstantive changes.

SECTION 2. Requires this constitutional amendment to be submitted to the voters at an election on September 13, 2003. Sets forth the required content of the ballot.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**May 13, 2003**

**TO:** Honorable Leticia Van de Putte, Chair, Senate Committee on Veteran Affairs & Military Installations

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HJR68** by Hupp (Proposing a constitutional amendment authorizing the Veterans' Land Board to make certain payments on revenue bonds and to use assets in certain funds to provide for veterans homes.), **As Engrossed**

<b>No fiscal implication to the State is anticipated, other than the cost of publication. .</b>
---

The cost to the state for publication of the resolution is \$85,275.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 305 General Land Office and Veterans' Land Board

**LBB Staff:** JK, WK, MS

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**April 1, 2003**

**TO:** Honorable Frank Corte, Chair, House Committee on Defense Affairs and State-Federal Relations

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HJR68** by Hupp (Proposing a constitutional amendment authorizing the Veterans' Land Board to make certain payments on revenue bonds and to use assets in certain funds to provide for veterans homes.), **As Introduced**

<b>No fiscal implication to the State is anticipated</b> , other than the cost of publication. .
--

The cost to the state for publication of the resolution is \$85,275.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 305 General Land Office and Veterans' Land Board

**LBB Staff:** JK, WK, MS



# ADOPTED

MAY 26 2003

*Atty. Gen.*  
Secretary of the Senate

FLOOR AMENDMENT NO. 1

BY *Tron*

1 Amend H.J.R. No. 68 by adding appropriately numbered SECTIONS  
2 to read as follows, and renumbering remaining SECTIONS accordingly:

3 SECTION \_\_\_\_ Section 5, Article VII, Texas Constitution, is  
4 amended to read as follows:

5 Sec. 5. (a) The permanent school fund consists of all land  
6 appropriated for public schools by this constitution or the other  
7 laws of this state, other properties belonging to the permanent  
8 school fund, and all revenue derived from the land or other  
9 properties. The available school fund consists of the  
10 distributions made to it from the total return on all investment  
11 assets of [~~principal of all bonds and other funds, and the~~  
12 ~~principal arising from the sale of the lands hereinbefore set apart~~  
13 ~~to said school fund, shall be~~] the permanent school fund, [~~and all~~  
14 ~~the interest derivable therefrom and~~] the taxes [~~herein~~] authorized  
15 by this constitution or general law to be part of [~~and levied shall~~  
16 ~~be~~] the available school fund, and appropriations made to the  
17 available school fund by the legislature. The total amount  
18 distributed from the permanent school fund to the available school  
19 fund:

20 (1) in each year of a state fiscal biennium must be an  
21 amount that is not more than six percent of the average of the  
22 market value of the permanent school fund, excluding real property  
23 belonging to the fund that is managed, sold, or acquired under

1 Section 4 of this article, on the last day of each of the 16 state  
2 fiscal quarters preceding the regular session of the legislature  
3 that begins before that state fiscal biennium, in accordance with  
4 the rate adopted by:

5 (A) a vote of two-thirds of the total membership of  
6 the State Board of Education, taken before the regular session of  
7 the legislature convenes; or

8 (B) the legislature by general law or  
9 appropriation, if the State Board of Education does not adopt a  
10 rate as provided by Paragraph (A) of this subdivision;

11 (2) over the ten-year period consisting of the current  
12 state fiscal year and the nine preceding state fiscal years may not  
13 exceed the total return on all investment assets of the permanent  
14 school fund over the same ten-year period; and

15 (3) may not exceed a portion of the total return on all  
16 investment assets of the permanent school fund such that the  
17 portion of the total return retained in the permanent school fund  
18 is sufficient, as determined by the comptroller of public accounts,  
19 to preserve the purchasing power of the permanent school fund for  
20 the current fiscal year and the next nine fiscal years.

21 (b) The expenses of managing permanent school fund land and  
22 investments shall be paid by appropriation from the permanent  
23 school fund.

24 (c) The available school fund shall be applied annually to  
25 the support of the public free schools. Except as provided by this

1 section, the legislature may not enact a [no] law [~~shall ever be~~  
2 ~~enacted~~] appropriating any part of the permanent school fund or  
3 available school fund to any other purpose. The permanent school  
4 fund and the available school fund may not [~~whatever, nor shall the~~  
5 ~~same, or any part thereof ever~~] be appropriated to or used for the  
6 support of any sectarian school. The [~~, and the~~] available school  
7 fund [~~herein provided~~] shall be distributed to the several counties  
8 according to their scholastic population and applied in the [~~such~~]  
9 manner [~~as may be~~] provided by law.

10 (d) [~~(b)~~] The legislature by law may provide for using the  
11 permanent school fund [~~and the income from the permanent school~~  
12 ~~fund~~] to guarantee bonds issued by school districts or by the state  
13 for the purpose of making loans to or purchasing the bonds of  
14 school districts for the purpose of acquisition, construction, or  
15 improvement of instructional facilities including all furnishings  
16 thereto. If any payment is required to be made by the permanent  
17 school fund as a result of its guarantee of bonds issued by the  
18 state, an amount equal to this payment shall be immediately paid by  
19 the state from the treasury to the permanent school fund. An  
20 amount owed by the state to the permanent school fund under this  
21 section shall be a general obligation of the state until paid. The  
22 amount of bonds authorized hereunder shall not exceed \$750 million  
23 or a higher amount authorized by a two-thirds record vote of both  
24 houses of the legislature. If the proceeds of bonds issued by the  
25 state are used to provide a loan to a school district and the

1 district becomes delinquent on the loan payments, the amount of the  
2 delinquent payments shall be offset against state aid to which the  
3 district is otherwise entitled.

4 (e) [~~(c)~~] The legislature may appropriate part of the  
5 available school fund for administration of [~~the permanent school~~  
6 ~~fund or of~~] a bond guarantee program established under this  
7 section.

8 (f) [~~(d)~~] Notwithstanding any other provision of this  
9 constitution, in managing the assets of the permanent school fund,  
10 the State Board of Education may acquire, exchange, sell,  
11 supervise, manage, or retain, through procedures and subject to  
12 restrictions it establishes and in amounts it considers  
13 appropriate, any kind of investment, including investments in the  
14 Texas growth fund created by Article XVI, Section 70, of this  
15 constitution, that persons of ordinary prudence, discretion, and  
16 intelligence, exercising the judgment and care under the  
17 circumstances then prevailing, acquire or retain for their own  
18 account in the management of their affairs, not in regard to  
19 speculation but in regard to the permanent disposition of their  
20 funds, considering the probable income as well as the probable  
21 safety of their capital.

22 (g) Notwithstanding Subsection (a) of this section, the total  
23 amount distributed from the permanent school fund to the available  
24 school fund for the state fiscal years beginning September 1, 2003,  
25 and September 1, 2004, must be an amount equal to the lesser of:

1           (1) five percent of the average of the market value of  
2 the permanent school fund, excluding real property belonging to the  
3 fund that is managed, sold, or acquired under Section 4 of this  
4 article, on the last day of each of the 16 state fiscal quarters  
5 preceding the regular session of the 78th Legislature; or

6           (2) a portion of the total return on all investment  
7 assets of the permanent school fund such that the portion of the  
8 total return retained in the permanent school fund is sufficient,  
9 as determined by the comptroller of public accounts, to preserve  
10 the purchasing power of the permanent school fund for the current  
11 fiscal year and the next nine fiscal years.

12           (h) Subsection (g) of this section and this subsection expire  
13 December 1, 2006.

14           SECTION \_\_\_\_\_. This proposed constitutional amendment shall be  
15 submitted to the voters at an election to be held September 13,  
16 2003. The ballot shall be printed to permit voting for or against  
17 the proposition: "The constitutional amendment relating to the use  
18 of income and appreciation of the permanent school fund."

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

03 MAY 26 PM 9: 21

HOUSE OF REPRESENTATIVES

By: Hupp, Hunter, Miller, Delisi, Berman

H.J.R. No. 68

## A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the Veterans'  
2 Land Board to make certain payments on revenue bonds and to use  
3 assets in certain funds to provide for veterans homes.

4 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subsections (r) and (s), Section 49-b, Article  
6 III, Texas Constitution, are amended to read as follows:

7 (r) Receipts of all kinds of the Veterans' Land Fund, the  
8 Veterans' Housing Assistance Fund, or the Veterans' Housing  
9 Assistance Fund II that the Board determines are not required for  
10 the payment of principal of and interest on the general obligation  
11 bonds benefiting those funds, including payments by the Board under  
12 a bond enhancement agreement with respect to principal of or  
13 interest on the bonds, may be used by the Board, to the extent not  
14 inconsistent with the proceedings authorizing the bonds to:

15 (1) make temporary transfers to another of those funds  
16 to avoid a temporary cash deficiency in that fund or make a transfer  
17 to another of those funds for the purposes of that fund;

18 (2) pay the principal of and interest on general  
19 obligation bonds issued to provide money for another of those funds  
20 or make bond enhancement payments with respect to the bonds; or

21 (3) pay the principal of and interest on revenue bonds  
22 of the Board or make bond enhancement payments with respect to the  
23 bonds [~~if the bonds are issued to provide funds to purchase lands~~  
24 ~~and sell lands to veterans or make home mortgage loans to veterans~~].

1           (s) If the Board determines that assets from the Veterans'  
2 Land Fund, the Veterans' Housing Assistance Fund, or the Veterans'  
3 Housing Assistance Fund II are not required for the purposes of the  
4 fund, the Board may:

5                   (1) transfer the assets to another of those funds;

6                   (2) use the assets to secure revenue bonds issued by  
7 the Board; ~~[or]~~

8                   (3) use the assets to plan and design, operate,  
9 maintain, enlarge, or improve veterans cemeteries; or

10                   (4) use the assets to plan and design, construct,  
11 acquire, own, operate, maintain, enlarge, improve, furnish, or  
12 equip veterans homes.

13           SECTION 2. This proposed constitutional amendment shall be  
14 submitted to the voters at an election to be held September 13,  
15 2003. The ballot shall be printed to permit voting for or against  
16 the proposition: "The constitutional amendment authorizing the  
17 Veterans' Land Board to use assets in certain veterans' land and  
18 veterans' housing assistance funds to provide veterans homes for  
19 the aged or infirm and to make principal, interest, and bond  
20 enhancement payments on revenue bonds."

# ADOPTED

MAY 26 2003

*Atty. Gen.*  
Secretary of the Senate

FLOOR AMENDMENT NO. 1

BY *Tran*

1 Amend H.J.R. No. 68 by adding appropriately numbered SECTIONS  
2 to read as follows, and renumbering remaining SECTIONS accordingly:

3 SECTION \_\_\_\_\_. Section 5, Article VII, Texas Constitution, is  
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5 Sec. 5. (a) The permanent school fund consists of all land  
6 appropriated for public schools by this constitution or the other  
7 laws of this state, other properties belonging to the permanent  
8 school fund, and all revenue derived from the land or other  
9 properties. The available school fund consists of the  
10 distributions made to it from the total return on all investment  
11 assets of [principal of all bonds and other funds, and the  
12 principal arising from the sale of the lands hereinbefore set apart  
13 to said school fund, shall be] the permanent school fund, [and all  
14 the interest derivable therefrom and] the taxes [herein] authorized  
15 by this constitution or general law to be part of [and levied shall  
16 be] the available school fund, and appropriations made to the  
17 available school fund by the legislature. The total amount  
18 distributed from the permanent school fund to the available school  
19 fund:

20 (1) in each year of a state fiscal biennium must be an  
21 amount that is not more than six percent of the average of the  
22 market value of the permanent school fund, excluding real property  
23 belonging to the fund that is managed, sold, or acquired under



1 Section 4 of this article, on the last day of each of the 16 state  
2 fiscal quarters preceding the regular session of the legislature  
3 that begins before that state fiscal biennium, in accordance with  
4 the rate adopted by:

5 (A) a vote of two-thirds of the total membership of  
6 the State Board of Education, taken before the regular session of  
7 the legislature convenes; or

8 (B) the legislature by general law or  
9 appropriation, if the State Board of Education does not adopt a  
10 rate as provided by Paragraph (A) of this subdivision;

11 (2) over the ten-year period consisting of the current  
12 state fiscal year and the nine preceding state fiscal years may not  
13 exceed the total return on all investment assets of the permanent  
14 school fund over the same ten-year period; and

15 (3) may not exceed a portion of the total return on all  
16 investment assets of the permanent school fund such that the  
17 portion of the total return retained in the permanent school fund  
18 is sufficient, as determined by the comptroller of public accounts,  
19 to preserve the purchasing power of the permanent school fund for  
20 the current fiscal year and the next nine fiscal years.

21 (b) The expenses of managing permanent school fund land and  
22 investments shall be paid by appropriation from the permanent  
23 school fund.

24 (c) The available school fund shall be applied annually to  
25 the support of the public free schools. Except as provided by this

1 section, the legislature may not enact a [no] law [~~shall ever be~~  
2 ~~enacted~~] appropriating any part of the permanent school fund or  
3 available school fund to any other purpose. The permanent school  
4 fund and the available school fund may not [~~whatever, nor shall the~~  
5 ~~same, or any part thereof ever~~] be appropriated to or used for the  
6 support of any sectarian school. The [~~and the~~] available school  
7 fund [~~herein provided~~] shall be distributed to the several counties  
8 according to their scholastic population and applied in the [~~such~~]  
9 manner [~~as may be~~] provided by law.

10 (d) [~~(b)~~] The legislature by law may provide for using the  
11 permanent school fund [~~and the income from the permanent school~~  
12 ~~fund~~] to guarantee bonds issued by school districts or by the state  
13 for the purpose of making loans to or purchasing the bonds of  
14 school districts for the purpose of acquisition, construction, or  
15 improvement of instructional facilities including all furnishings  
16 thereto. If any payment is required to be made by the permanent  
17 school fund as a result of its guarantee of bonds issued by the  
18 state, an amount equal to this payment shall be immediately paid by  
19 the state from the treasury to the permanent school fund. An  
20 amount owed by the state to the permanent school fund under this  
21 section shall be a general obligation of the state until paid. The  
22 amount of bonds authorized hereunder shall not exceed \$750 million  
23 or a higher amount authorized by a two-thirds record vote of both  
24 houses of the legislature. If the proceeds of bonds issued by the  
25 state are used to provide a loan to a school district and the

1 district becomes delinquent on the loan payments, the amount of the  
2 delinquent payments shall be offset against state aid to which the  
3 district is otherwise entitled.

4 (e) ~~[(c)]~~ The legislature may appropriate part of the  
5 available school fund for administration of ~~[the permanent school~~  
6 ~~fund or of]~~ a bond guarantee program established under this  
7 section.

8 (f) ~~[(d)]~~ Notwithstanding any other provision of this  
9 constitution, in managing the assets of the permanent school fund,  
10 the State Board of Education may acquire, exchange, sell,  
11 supervise, manage, or retain, through procedures and subject to  
12 restrictions it establishes and in amounts it considers  
13 appropriate, any kind of investment, including investments in the  
14 Texas growth fund created by Article XVI, Section 70, of this  
15 constitution, that persons of ordinary prudence, discretion, and  
16 intelligence, exercising the judgment and care under the  
17 circumstances then prevailing, acquire or retain for their own  
18 account in the management of their affairs, not in regard to  
19 speculation but in regard to the permanent disposition of their  
20 funds, considering the probable income as well as the probable  
21 safety of their capital.

22 (g) Notwithstanding Subsection (a) of this section, the total  
23 amount distributed from the permanent school fund to the available  
24 school fund for the state fiscal years beginning September 1, 2003,  
25 and September 1, 2004, must be an amount equal to the lesser of:

1           (1) five percent of the average of the market value of  
2 the permanent school fund, excluding real property belonging to the  
3 fund that is managed, sold, or acquired under Section 4 of this  
4 article, on the last day of each of the 16 state fiscal quarters  
5 preceding the regular session of the 78th Legislature; or

6           (2) a portion of the total return on all investment  
7 assets of the permanent school fund such that the portion of the  
8 total return retained in the permanent school fund is sufficient,  
9 as determined by the comptroller of public accounts, to preserve  
10 the purchasing power of the permanent school fund for the current  
11 fiscal year and the next nine fiscal years.

12           (h) Subsection (g) of this section and this subsection expire  
13 December 1, 2006.

14           SECTION \_\_\_\_\_. This proposed constitutional amendment shall be  
15 submitted to the voters at an election to be held September 13,  
16 2003. The ballot shall be printed to permit voting for or against  
17 the proposition: "The constitutional amendment relating to the use  
18 of income and appreciation of the permanent school fund."

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**May 13, 2003**

**TO:** Honorable Leticia Van de Putte, Chair, Senate Committee on Veteran Affairs & Military Installations

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE:** HJR68 by Hupp (Proposing a constitutional amendment authorizing the Veterans' Land Board to make certain payments on revenue bonds and to use assets in certain funds to provide for veterans homes.), **As Engrossed**

<b>No fiscal implication to the State is anticipated, other than the cost of publication. .</b>
---

The cost to the state for publication of the resolution is \$85,275.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 305 General Land Office and Veterans' Land Board

**LBB Staff:** JK, WK, MS

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**April 1, 2003**

**TO:** Honorable Frank Corte, Chair, House Committee on Defense Affairs and State-Federal Relations

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HJR68** by Hupp (Proposing a constitutional amendment authorizing the Veterans' Land Board to make certain payments on revenue bonds and to use assets in certain funds to provide for veterans homes.), **As Introduced**

<b>No fiscal implication to the State is anticipated</b> , other than the cost of publication. .
--

The cost to the state for publication of the resolution is \$85,275.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 305 General Land Office and Veterans' Land Board

**LBB Staff:** JK, WK, MS

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**May 27, 2003**

**TO:** Honorable Tom Craddick, Speaker of the House, House of Representatives

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HJR68** by Hupp (Proposing a constitutional amendment authorizing the Veterans' Land Board to make certain payments on revenue bonds and to use assets in certain funds to provide for veterans homes. ), **As Passed 2nd House**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HJR68, As Passed 2nd House: a positive impact of \$542,990,903 through the biennium ending August 31, 2005.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

**General Revenue-Related Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable Net Positive/(Negative) Impact to General Revenue Related Funds</b>
2004	\$267,779,209
2005	\$275,211,694
2006	\$128,507,135
2007	\$125,930,008
2008	\$128,943,689

**All Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable Revenue Gain from FOUNDATION SCHOOL FUND 193</b>	<b>Probable Savings from FOUNDATION SCHOOL FUND 193</b>	<b>Probable Savings from GENERAL REVENUE FUND 1</b>	<b>Probable Savings from FEDERAL FUNDS 555</b>
2004	\$231,230,000	\$25,457,538	\$11,176,946	\$115,969
2005	\$229,926,000	\$31,471,000	\$13,814,694	\$143,338
2006	\$81,863,000	\$32,415,000	\$14,229,135	\$147,638
2007	\$77,887,000	\$33,387,000	\$14,656,008	\$152,067
2008	\$79,459,000	\$34,389,000	\$15,095,689	\$156,629

<b>Fiscal Year</b>	<b>Probable (Cost) from GENERAL REVENUE FUND 1</b>
2004	(\$85,275)
2005	
2006	
2007	
2008	

## **Fiscal Analysis**

This resolution would allow the Texas Veterans' Homes Program to use receipts in excess of bonded debt service requirements. These receipts are currently only available for the Veterans' Land, Housing Assistance, and Housing Assistance II programs.

This resolution would also change the method for calculating the amount of Permanent School Fund (PSF) return that would be distributed annually.

Currently, only dividends and interest received by the PSF are distributed to the Available School Fund (ASF). This resolution would require that the annual distribution be an amount no greater than six percent of the average of the market value of the PSF, excluding real property belonging to the PSF, on the last day of each of the 16 state fiscal quarters preceding the regular legislative session that begins before that state fiscal biennium, in accordance with the rate adopted by: a) a vote of two-thirds of the total membership of the State Board of Education (SBOE), taken before the regular session of the Legislature convenes; or b) the Legislature by general law or appropriation, if the SBOE did not adopt a rate as provided for above. For fiscal years 2004 and 2005, the resolution requires that the annual distributions equal five percent of the average of the PSF market value, excluding PSF real property, for the 16 state fiscal quarters preceding the regular session of the 78th Legislature.

Currently, the expenses of managing PSF investments are paid by the ASF, and the expenses of managing PSF lands are paid by the General Land Office. The proposed amendment would require that both expenses be paid by appropriation from the PSF.

This bill would partially implement recommendation ED 9 from the Comptroller's e-Texas report, Limited Government, Unlimited Opportunity.

## **Methodology**

The Veterans' Homes program would be funded by the issuance of bonds which are repaid by the veterans who participate in the program. This provision would have no fiscal impact to the State or units or local government.

It is assumed that the second provision amending PSF distributions would be effective beginning November 1, 2003. Beginning with the market value of the PSF at January 31, 2003, the Comptroller's office projected the total returns of the PSF over the next five years. For fiscal year 2004 and 2005 a distribution rate of 5 percent was used. It was assumed that for fiscal 2006 and forward, the SBOE would adopt a distribution rate of 4.5 percent. The total return and the distributions of the PSF were calculated to be sufficient to allow the distributions specified in the bill and used in the estimate and to preserve the purchasing power of the PSF. However, in years when the total return of the PSF was at the rate of inflation, or less, the payout to the ASF could be zero.

Cost savings are included for the transfer of investment expenses from the ASF and land management expenses from General Revenue and Federal Funds to the PSF. Fiscal year 2002 actual investment expenses of \$28.8 million were trended forward to estimate future investment expenses. Land management costs were provided by the General Land Office. Since the bill provisions would not be effective before the constitutional election, cost savings for fiscal year 2004 are shown only for the last ten months of the year.

The cost to the state for the publication of the resolution is \$85,275.

## **Local Government Impact**

No fiscal implication to units of local government is anticipated. The requirement to pay the expenses of managing PSF land and investments out of the corpus of the PSF could impact the exempt status of school district bonds guaranteed under the PSF bond guarantee program.

**Source Agencies:** 305 General Land Office and Veterans' Land Board, 701 Central Education Agency



**LBB Staff:** JK, WK, WP, DLBe

# CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

Honorable David Dewhurst  
President of the Senate

Honorable Tom Craddick  
Speaker of the House of Representatives

**ADOPTED**

JUN 01 2003

Robert Haney  
Clerk  
House of Representatives

May 30, 2003

Date

W a RV of

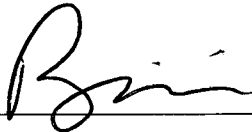
HOUSE OF REPRESENTATIVES

03 MAY 31 PM 1:07

142 yeas, 0 nays, 3 present, not voting

Sirs:

We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on HJR 68 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

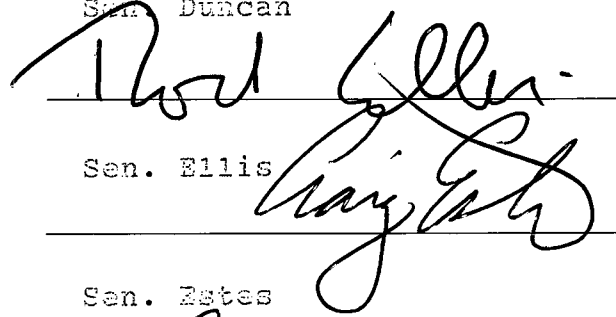


Sen. Bivins



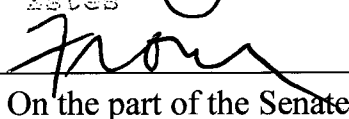
Rep. Heflin

Sen. Duncan



Sen. Ellis

Sen. Estes



On the part of the Senate

Sen. Fraser

Rep. Luna

Rep. Cortez

Rep. Pitts

On the part of the House

Rep. Hupp

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

CONFERENCE COMMITTEE REPORT

H.J.R. No. 68

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the Veterans'  
2 Land Board to make certain payments on revenue bonds and to use  
3 assets in certain funds to provide for veterans homes and a  
4 constitutional amendment relating to the use of income and  
5 appreciation of the permanent school fund.

6 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Subsections (r) and (s), Section 49-b, Article  
8 III, Texas Constitution, are amended to read as follows:

9 (r) Receipts of all kinds of the Veterans' Land Fund, the  
10 Veterans' Housing Assistance Fund, or the Veterans' Housing  
11 Assistance Fund II that the Board determines are not required for  
12 the payment of principal of and interest on the general obligation  
13 bonds benefiting those funds, including payments by the Board under  
14 a bond enhancement agreement with respect to principal of or  
15 interest on the bonds, may be used by the Board, to the extent not  
16 inconsistent with the proceedings authorizing the bonds to:

17 (1) make temporary transfers to another of those funds  
18 to avoid a temporary cash deficiency in that fund or make a transfer  
19 to another of those funds for the purposes of that fund;

20 (2) pay the principal of and interest on general  
21 obligation bonds issued to provide money for another of those funds  
22 or make bond enhancement payments with respect to the bonds; or

23 (3) pay the principal of and interest on revenue bonds  
24 of the Board or make bond enhancement payments with respect to the

1 bonds [~~if the bonds are issued to provide funds to purchase lands~~  
2 ~~and sell lands to veterans or make home mortgage loans to veterans~~].

3 (s) If the Board determines that assets from the Veterans'  
4 Land Fund, the Veterans' Housing Assistance Fund, or the Veterans'  
5 Housing Assistance Fund II are not required for the purposes of the  
6 fund, the Board may:

7 (1) transfer the assets to another of those funds;

8 (2) use the assets to secure revenue bonds issued by  
9 the Board; [~~or~~]

10 (3) use the assets to plan and design, operate,  
11 maintain, enlarge, or improve veterans cemeteries; or

12 (4) use the assets to plan and design, construct,  
13 acquire, own, operate, maintain, enlarge, improve, furnish, or  
14 equip veterans homes.

15 SECTION 2. Section 5, Article VII, Texas Constitution, is  
16 amended to read as follows:

17 Sec. 5. (a) The permanent school fund consists of all land  
18 appropriated for public schools by this constitution or the other  
19 laws of this state, other properties belonging to the permanent  
20 school fund, and all revenue derived from the land or other  
21 properties. The available school fund consists of the  
22 distributions made to it from the total return on all investment  
23 assets of [~~principal of all bonds and other funds, and the principal~~  
24 ~~arising from the sale of the lands hereinbefore set apart to said~~  
25 ~~school fund, shall be~~] the permanent school fund, [~~and all the~~  
26 ~~interest derivable therefrom and~~] the taxes [~~herein~~] authorized by  
27 this constitution or general law to be part of [~~and levied shall be~~]

1 the available school fund, and appropriations made to the available  
2 school fund by the legislature. The total amount distributed from  
3 the permanent school fund to the available school fund:

4 (1) in each year of a state fiscal biennium must be an  
5 amount that is not more than six percent of the average of the  
6 market value of the permanent school fund, excluding real property  
7 belonging to the fund that is managed, sold, or acquired under  
8 Section 4 of this article, on the last day of each of the 16 state  
9 fiscal quarters preceding the regular session of the legislature  
10 that begins before that state fiscal biennium, in accordance with  
11 the rate adopted by:

12 (A) a vote of two-thirds of the total membership  
13 of the State Board of Education, taken before the regular session of  
14 the legislature convenes; or

15 (B) the legislature by general law or  
16 appropriation, if the State Board of Education does not adopt a rate  
17 as provided by Paragraph (A) of this subdivision; and

18 (2) over the 10-year period consisting of the current  
19 state fiscal year and the nine preceding state fiscal years may not  
20 exceed the total return on all investment assets of the permanent  
21 school fund over the same 10-year period.

22 (b) The expenses of managing permanent school fund land and  
23 investments shall be paid by appropriation from the permanent  
24 school fund.

25 (c) The available school fund shall be applied annually to  
26 the support of the public free schools. Except as provided by this  
27 section, the legislature may not enact a [no] law [shall ever be

1 ~~enacted~~] appropriating any part of the permanent school fund or  
2 available school fund to any other purpose. The permanent school  
3 fund and the available school fund may not ~~[whatever, nor shall the~~  
4 ~~same, or any part thereof ever]~~ be appropriated to or used for the  
5 support of any sectarian school. The ~~[, and the]~~ available school  
6 fund ~~[herein provided]~~ shall be distributed to the several counties  
7 according to their scholastic population and applied in the ~~[such]~~  
8 manner ~~[as may be]~~ provided by law.

9 (d) ~~[(b)]~~ The legislature by law may provide for using the  
10 permanent school fund ~~[and the income from the permanent school~~  
11 ~~fund]~~ to guarantee bonds issued by school districts or by the state  
12 for the purpose of making loans to or purchasing the bonds of school  
13 districts for the purpose of acquisition, construction, or  
14 improvement of instructional facilities including all furnishings  
15 thereto. If any payment is required to be made by the permanent  
16 school fund as a result of its guarantee of bonds issued by the  
17 state, an amount equal to this payment shall be immediately paid by  
18 the state from the treasury to the permanent school fund. An amount  
19 owed by the state to the permanent school fund under this section  
20 shall be a general obligation of the state until paid. The amount  
21 of bonds authorized hereunder shall not exceed \$750 million or a  
22 higher amount authorized by a two-thirds record vote of both houses  
23 of the legislature. If the proceeds of bonds issued by the state  
24 are used to provide a loan to a school district and the district  
25 becomes delinquent on the loan payments, the amount of the  
26 delinquent payments shall be offset against state aid to which the  
27 district is otherwise entitled.

1        (e) [~~(e)~~] The legislature may appropriate part of the  
2 available school fund for administration of [~~the permanent school~~  
3 ~~fund or of~~] a bond guarantee program established under this  
4 section.

5        (f) [~~(d)~~] Notwithstanding any other provision of this  
6 constitution, in managing the assets of the permanent school fund,  
7 the State Board of Education may acquire, exchange, sell,  
8 supervise, manage, or retain, through procedures and subject to  
9 restrictions it establishes and in amounts it considers  
10 appropriate, any kind of investment, including investments in the  
11 Texas growth fund created by Article XVI, Section 70, of this  
12 constitution, that persons of ordinary prudence, discretion, and  
13 intelligence, exercising the judgment and care under the  
14 circumstances then prevailing, acquire or retain for their own  
15 account in the management of their affairs, not in regard to  
16 speculation but in regard to the permanent disposition of their  
17 funds, considering the probable income as well as the probable  
18 safety of their capital.

19        (g) Notwithstanding Subsection (a) of this section, the  
20 total amount distributed from the permanent school fund to the  
21 available school fund for the state fiscal years beginning  
22 September 1, 2003, and September 1, 2004, must be an amount equal to  
23 4.5 percent of the average of the market value of the permanent  
24 school fund, excluding real property belonging to the fund that is  
25 managed, sold, or acquired under Section 4 of this article, on the  
26 last day of each of the 16 state fiscal quarters preceding the  
27 regular session of the 78th Legislature.

1        (h) Subsection (g) of this section and this subsection  
2 expire December 1, 2006.

3        SECTION 3. The constitutional amendment proposed by SECTION  
4 1 of this resolution shall be submitted to the voters at an election  
5 to be held September 13, 2003. The ballot shall be printed to  
6 permit voting for or against the proposition: "The constitutional  
7 amendment authorizing the Veterans' Land Board to use assets in  
8 certain veterans' land and veterans' housing assistance funds to  
9 provide veterans homes for the aged or infirm and to make principal,  
10 interest, and bond enhancement payments on revenue bonds."

11       SECTION 4. The constitutional amendment proposed by SECTION  
12 2 of this resolution shall be submitted to the voters at an election  
13 to be held September 13, 2003. The ballot shall be printed to  
14 permit voting for or against the proposition: "The constitutional  
15 amendment relating to the use of income and appreciation of the  
16 permanent school fund."



**Side by Side Comparison  
Conference Committee Report  
H.J.R. 68**

**House**

SECTION 1. Subsections (r) and (s), Section 49-b, Article III, Texas Constitution are amended to allow the Veteran Land Board (VLB) to use receipts in the Veterans Land Fund, The Veterans' Housing Assistance Fund, or the Veterans' Housing Assistance Fund II that are not needed for the purpose of paying debt service on its general obligation bonds to pay principal and interest on any of its revenue bonds.

HJR 68 also authorizes the VLB, if they determine that assets from the Veterans' Land Fund, the Veterans' Housing Assistance Fund, or the Veterans' Housing Assistance Fund II are not required for the purposes of the fund, to use those assets to plan and design, operate, enlarge, or improve veterans homes.

SECTION 2. Provides September 13, 2003 as the date for the election, and specifies the ballot language.

No similar provision in the House version.

**Senate**

SECTION 1. Same as House version.

SECTION 2. Same as House version.

SECTION \_\_\_\_ Amends Section 5, Article VII, Texas Constitution as follows:

Section 5(a) defines the composition of the permanent school fund, and require annual distributions to the available school fund to be made on the basis of the

**Conference Committee**

SECTION 1. Same as House version.

SECTION 2. Same as Senate Floor Amendment with following exceptions:

Amends Section 5, Article VII, Texas Constitution as follows:

Section 5(a) defines the composition of the permanent school fund, and require annual distributions to the available school fund to be made on the basis of the

total return of the investment assets in the fund.

Establishes the limitations on the annual distribution. A 2/3 vote of the State Board of Education sets the annual distribution rate (the legislature may set the rate if the S.B.O.E. fails to) subject to the following caps:

1) 6% of the market value of the fund of the 16 fiscal quarters preceding a regular legislative session; and

2) an amount not to exceed the total return on all investment assets of the fund for the current fiscal year and the preceding 9 fiscal years.

3) *may not exceed an amount determined by the comptroller of public accounts that will erode the purchasing power of the fund over the next 10 year period.*

No similar provision in House version.

Section 5(b) Establishes that the expenses of managing the investments and land of the fund shall come from the fund.

No similar provision in House version.

Section 5(c) Establishes that the legislature may not appropriate the Permanent School fund for any purpose other than to support the public free schools, and that monies from the two funds may not support sectarian schools.

No similar provision in House version.

Section 5(d) Removes the income-only restriction on distributions to the Available School Fund (ASF).

Section 5(e) Restricts certain bond guarantee programs to appropriations from the ASF only.

total return of the investment assets in the fund.

Establishes the limitations on the annual distribution. A 2/3 vote of the State Board of Education sets the annual distribution rate (the legislature may set the rate if the S.B.O.E. fails to) subject to the following caps:

1) 6% of the market value of the fund of the 16 fiscal quarters preceding a regular legislative session; and

2) an amount not to exceed the total return on all investment assets of the fund for the current fiscal year and the preceding 9 fiscal years.

Same as Senate Version.

Same as Senate Version.

Same as Senate Version.

Same as Senate Version.

Section 5(g) Establishes minimum distributions from the PSF to the ASF for the 03-04 school years.

Same as Senate

The distribution shall be the lesser of:

- 1) 5% of the average market value of the fund for the 16 fiscal quarters preceding a regular legislative session; and
- 2) *may not exceed an amount determined by the comptroller of public accounts that will erode the purchasing power of the fund over the next 10 year period.*

The distribution shall be the lesser of:

- 1) 4.5% of the average market value of the fund for the 16 fiscal quarters preceding a regular legislative session.

Included in SECTION 2.

Section 5(h) expires the chapter on December 1, 2006. (FA1)

Same as Senate.

No similar provision in House version.

SECTION \_\_\_\_\_. Provides September 13, 2003 as the date for the election, and specifies the ballot language. (FA1)

SECTION 3. Provides September 13, 2003 as the date for the election, and specifies the ballot language for the Veteran's Land Board election.

SECTION 4. Provides September 13, 2003 as the date for the election, and specifies the ballot language for the Permanent School Fund election.

# CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

May 30, 2003  
Date

**ADOPTED**

31-0  
JUN 01 2003

*Atay Law*  
Secretary of the Senate

Honorable David Dewhurst  
President of the Senate

Honorable Tom Craddick  
Speaker of the House of Representatives

Sirs:

We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on HJR 60 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

*[Signature]*  
Sen. Bivins

*[Signature]*  
Rep. Hoflin

Sen. Duncan

*[Signature]*  
Sen. Ellis

Sen. Estes

*[Signature]*  
On the part of the Senate

Sen. Frasier

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

MAY 31 2003 11 am

Rep. Luna

Rep. Cortez

*[Signature]*  
Rep. Pitts

*[Signature]*  
On the part of the House

Rep. Hupp

CONFERENCE COMMITTEE REPORT

H.J.R. No. 68

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the Veterans'  
2 Land Board to make certain payments on revenue bonds and to use  
3 assets in certain funds to provide for veterans homes and a  
4 constitutional amendment relating to the use of income and  
5 appreciation of the permanent school fund.

6 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Subsections (r) and (s), Section 49-b, Article  
8 III, Texas Constitution, are amended to read as follows:

9 (r) Receipts of all kinds of the Veterans' Land Fund, the  
10 Veterans' Housing Assistance Fund, or the Veterans' Housing  
11 Assistance Fund II that the Board determines are not required for  
12 the payment of principal of and interest on the general obligation  
13 bonds benefiting those funds, including payments by the Board under  
14 a bond enhancement agreement with respect to principal of or  
15 interest on the bonds, may be used by the Board, to the extent not  
16 inconsistent with the proceedings authorizing the bonds to:

17 (1) make temporary transfers to another of those funds  
18 to avoid a temporary cash deficiency in that fund or make a transfer  
19 to another of those funds for the purposes of that fund;

20 (2) pay the principal of and interest on general  
21 obligation bonds issued to provide money for another of those funds  
22 or make bond enhancement payments with respect to the bonds; or

23 (3) pay the principal of and interest on revenue bonds  
24 of the Board or make bond enhancement payments with respect to the

1 bonds [~~if the bonds are issued to provide funds to purchase lands~~  
2 ~~and sell lands to veterans or make home mortgage loans to veterans~~].

3 (s) If the Board determines that assets from the Veterans'  
4 Land Fund, the Veterans' Housing Assistance Fund, or the Veterans'  
5 Housing Assistance Fund II are not required for the purposes of the  
6 fund, the Board may:

7 (1) transfer the assets to another of those funds;

8 (2) use the assets to secure revenue bonds issued by  
9 the Board; [~~or~~]

10 (3) use the assets to plan and design, operate,  
11 maintain, enlarge, or improve veterans cemeteries; or

12 (4) use the assets to plan and design, construct,  
13 acquire, own, operate, maintain, enlarge, improve, furnish, or  
14 equip veterans homes.

15 SECTION 2. Section 5, Article VII, Texas Constitution, is  
16 amended to read as follows:

17 Sec. 5. (a) The permanent school fund consists of all land  
18 appropriated for public schools by this constitution or the other  
19 laws of this state, other properties belonging to the permanent  
20 school fund, and all revenue derived from the land or other  
21 properties. The available school fund consists of the  
22 distributions made to it from the total return on all investment  
23 assets of [~~principal of all bonds and other funds, and the principal~~  
24 ~~arising from the sale of the lands hereinbefore set apart to said~~  
25 ~~school fund, shall be~~] the permanent school fund, [~~and all the~~  
26 ~~interest derivable therefrom and~~] the taxes [~~herein~~] authorized by  
27 this constitution or general law to be part of [~~and levied shall be~~]

1 the available school fund, and appropriations made to the available  
2 school fund by the legislature. The total amount distributed from  
3 the permanent school fund to the available school fund:

4 (1) in each year of a state fiscal biennium must be an  
5 amount that is not more than six percent of the average of the  
6 market value of the permanent school fund, excluding real property  
7 belonging to the fund that is managed, sold, or acquired under  
8 Section 4 of this article, on the last day of each of the 16 state  
9 fiscal quarters preceding the regular session of the legislature  
10 that begins before that state fiscal biennium, in accordance with  
11 the rate adopted by:

12 (A) a vote of two-thirds of the total membership  
13 of the State Board of Education, taken before the regular session of  
14 the legislature convenes; or

15 (B) the legislature by general law or  
16 appropriation, if the State Board of Education does not adopt a rate  
17 as provided by Paragraph (A) of this subdivision; and

18 (2) over the 10-year period consisting of the current  
19 state fiscal year and the nine preceding state fiscal years may not  
20 exceed the total return on all investment assets of the permanent  
21 school fund over the same 10-year period.

22 (b) The expenses of managing permanent school fund land and  
23 investments shall be paid by appropriation from the permanent  
24 school fund.

25 (c) The available school fund shall be applied annually to  
26 the support of the public free schools. Except as provided by this  
27 section, the legislature may not enact a [no] law [shall ever be

1 ~~enacted~~] appropriating any part of the permanent school fund or  
2 available school fund to any other purpose. The permanent school  
3 fund and the available school fund may not ~~[whatever, nor shall the~~  
4 ~~same, or any part thereof ever]~~ be appropriated to or used for the  
5 support of any sectarian school. The ~~[, and the]~~ available school  
6 fund ~~[herein provided]~~ shall be distributed to the several counties  
7 according to their scholastic population and applied in the ~~[such]~~  
8 manner ~~[as may be]~~ provided by law.

9       (d) ~~[(b)]~~ The legislature by law may provide for using the  
10 permanent school fund ~~[and the income from the permanent school~~  
11 ~~fund]~~ to guarantee bonds issued by school districts or by the state  
12 for the purpose of making loans to or purchasing the bonds of school  
13 districts for the purpose of acquisition, construction, or  
14 improvement of instructional facilities including all furnishings  
15 thereto. If any payment is required to be made by the permanent  
16 school fund as a result of its guarantee of bonds issued by the  
17 state, an amount equal to this payment shall be immediately paid by  
18 the state from the treasury to the permanent school fund. An amount  
19 owed by the state to the permanent school fund under this section  
20 shall be a general obligation of the state until paid. The amount  
21 of bonds authorized hereunder shall not exceed \$750 million or a  
22 higher amount authorized by a two-thirds record vote of both houses  
23 of the legislature. If the proceeds of bonds issued by the state  
24 are used to provide a loan to a school district and the district  
25 becomes delinquent on the loan payments, the amount of the  
26 delinquent payments shall be offset against state aid to which the  
27 district is otherwise entitled.



1        (e) [~~(e)~~] The legislature may appropriate part of the  
2 available school fund for administration of [~~the permanent school~~  
3 ~~fund or of~~] a bond guarantee program established under this  
4 section.

5        (f) [~~(d)~~] Notwithstanding any other provision of this  
6 constitution, in managing the assets of the permanent school fund,  
7 the State Board of Education may acquire, exchange, sell,  
8 supervise, manage, or retain, through procedures and subject to  
9 restrictions it establishes and in amounts it considers  
10 appropriate, any kind of investment, including investments in the  
11 Texas growth fund created by Article XVI, Section 70, of this  
12 constitution, that persons of ordinary prudence, discretion, and  
13 intelligence, exercising the judgment and care under the  
14 circumstances then prevailing, acquire or retain for their own  
15 account in the management of their affairs, not in regard to  
16 speculation but in regard to the permanent disposition of their  
17 funds, considering the probable income as well as the probable  
18 safety of their capital.

19        (g) Notwithstanding Subsection (a) of this section, the  
20 total amount distributed from the permanent school fund to the  
21 available school fund for the state fiscal years beginning  
22 September 1, 2003, and September 1, 2004, must be an amount equal to  
23 4.5 percent of the average of the market value of the permanent  
24 school fund, excluding real property belonging to the fund that is  
25 managed, sold, or acquired under Section 4 of this article, on the  
26 last day of each of the 16 state fiscal quarters preceding the  
27 regular session of the 78th Legislature.

1        (h) Subsection (g) of this section and this subsection  
2 expire December 1, 2006.

3        SECTION 3. The constitutional amendment proposed by SECTION  
4 1 of this resolution shall be submitted to the voters at an election  
5 to be held September 13, 2003. The ballot shall be printed to  
6 permit voting for or against the proposition: "The constitutional  
7 amendment authorizing the Veterans' Land Board to use assets in  
8 certain veterans' land and veterans' housing assistance funds to  
9 provide veterans homes for the aged or infirm and to make principal,  
10 interest, and bond enhancement payments on revenue bonds."

11       SECTION 4. The constitutional amendment proposed by SECTION  
12 2 of this resolution shall be submitted to the voters at an election  
13 to be held September 13, 2003. The ballot shall be printed to  
14 permit voting for or against the proposition: "The constitutional  
15 amendment relating to the use of income and appreciation of the  
16 permanent school fund."

**Side by Side Comparison  
Conference Committee Report  
H.J.R. 68**

**House**

SECTION 1. Subsections (r) and (s), Section 49-b, Article III, Texas Constitution are amended to allow the Veteran Land Board (VLB) to use receipts in the Veterans Land Fund, The Veterans' Housing Assistance Fund, or the Veterans' Housing Assistance Fund II that are not needed for the purpose of paying debt service on its general obligation bonds to pay principal and interest on any of its revenue bonds.

HJR 68 also authorizes the VLB, if they determine that assets from the Veterans' Land Fund, the Veterans' Housing Assistance Fund, or the Veterans' Housing Assistance Fund II are not required for the purposes of the fund, to use those assets to plan and design, operate, enlarge, or improve veterans homes.

SECTION 2. Provides September 13, 2003 as the date for the election, and specifies the ballot language.

No similar provision in the House version.

**Senate**

SECTION 1. Same as House version.

SECTION 2. Same as House version.

SECTION \_\_\_\_ Amends Section 5, Article VII, Texas Constitution as follows:

Section 5(a) defines the composition of the permanent school fund, and require annual distributions to the available school fund to be made on the basis of the

**Conference Committee**

SECTION 1. Same as House version.

SECTION 2. Same as Senate Floor Amendment with following exceptions:

Amends Section 5, Article VII, Texas Constitution as follows:

Section 5(a) defines the composition of the permanent school fund, and require annual distributions to the available school fund to be made on the basis of the

	total return of the investment assets in the fund.	total return of the investment assets in the fund.
	<p>Establishes the limitations on the annual distribution. A 2/3 vote of the State Board of Education sets the annual distribution rate (the legislature may set the rate if the S.B.O.E. fails to) subject to the following caps:</p> <ol style="list-style-type: none"> <li>1) 6% of the market value of the fund of the 16 fiscal quarters preceding a regular legislative session; and</li> <li>2) an amount not to exceed the total return on all investment assets of the fund for the current fiscal year and the preceding 9 fiscal years.</li> <li>3) <i>may not exceed an amount determined by the comptroller of public accounts that will erode the purchasing power of the fund over the next 10 year period.</i></li> </ol>	<p>Establishes the limitations on the annual distribution. A 2/3 vote of the State Board of Education sets the annual distribution rate (the legislature may set the rate if the S.B.O.E. fails to) subject to the following caps:</p> <ol style="list-style-type: none"> <li>1) 6% of the market value of the fund of the 16 fiscal quarters preceding a regular legislative session; and</li> <li>2) an amount not to exceed the total return on all investment assets of the fund for the current fiscal year and the preceding 9 fiscal years.</li> </ol>
No similar provision in House version.	Section 5(b) Establishes that the expenses of managing the investments and land of the fund shall come from the fund.	Same as Senate Version.
No similar provision in House version.	Section 5(c) Establishes that the legislature may not appropriate the Permanent School fund for any purpose other than to support the public free schools, and that monies from the two funds may not support sectarian schools.	Same as Senate Version.
No similar provision in House version.	Section 5(d) Removes the income-only restriction on distributions to the Available School Fund (ASF).	Same as Senate Version.
	Section 5(e) Restricts certain bond guarantee programs to appropriations from the ASF only.	Same as Senate Version.

Section 5(g) Establishes minimum distributions from the PSF to the ASF for the 03-04 school years.

Same as Senate

The distribution shall be the lesser of:

- 1) 5% of the average market value of the fund for the 16 fiscal quarters preceding a regular legislative session; and
- 2) *may not exceed an amount determined by the comptroller of public accounts that will erode the purchasing power of the fund over the next 10 year period.*

The distribution shall be the lesser of:

- 1) 4.5% of the average market value of the fund for the 16 fiscal quarters preceding a regular legislative session.

Included in SECTION 2.

Section 5(h) expires the chapter on December 1, 2006. (FA1)

Same as Senate.

No similar provision in House version.

SECTION \_\_\_\_\_. Provides September 13, 2003 as the date for the election, and specifies the ballot language. (FA1)

SECTION 3. Provides September 13, 2003 as the date for the election, and specifies the ballot language for the Veteran's Land Board election.

SECTION 4. Provides September 13, 2003 as the date for the election, and specifies the ballot language for the Permanent School Fund election.

# CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

May 30, 2003

Date

HOUSE OF REPRESENTATIVES

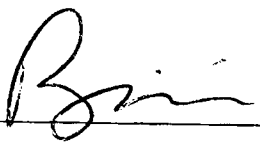
MAY 31 PM 1:07

Honorable David Dewhurst  
President of the Senate

Honorable Tom Craddick  
Speaker of the House of Representatives

Sirs:

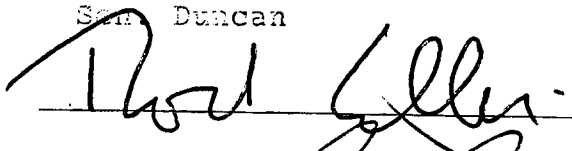
We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on HJR 68 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

  
\_\_\_\_\_  
Sen. Bivins

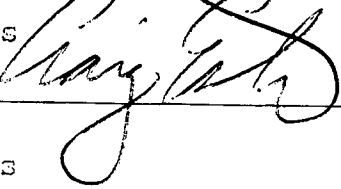
  
\_\_\_\_\_  
Rep. Heflin

\_\_\_\_\_  
Sen. Duncan

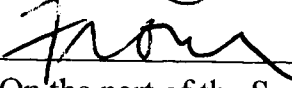
\_\_\_\_\_  
Rep. Luna

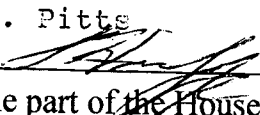
  
\_\_\_\_\_  
Sen. Ellis

  
\_\_\_\_\_  
Rep. Cortez

  
\_\_\_\_\_  
Sen. Zates

  
\_\_\_\_\_  
Rep. Pitts

  
\_\_\_\_\_  
On the part of the Senate

  
\_\_\_\_\_  
On the part of the House

Sen. Fraser

Rep. Hupp

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

# CONFERENCE COMMITTEE REPORT

3<sup>rd</sup> Printing

H.J.R. No. 68

## A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the Veterans'  
2 Land Board to make certain payments on revenue bonds and to use  
3 assets in certain funds to provide for veterans homes and a  
4 constitutional amendment relating to the use of income and  
5 appreciation of the permanent school fund.

6 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Subsections (r) and (s), Section 49-b, Article  
8 III, Texas Constitution, are amended to read as follows:

9 (r) Receipts of all kinds of the Veterans' Land Fund, the  
10 Veterans' Housing Assistance Fund, or the Veterans' Housing  
11 Assistance Fund II that the Board determines are not required for  
12 the payment of principal of and interest on the general obligation  
13 bonds benefiting those funds, including payments by the Board under  
14 a bond enhancement agreement with respect to principal of or  
15 interest on the bonds, may be used by the Board, to the extent not  
16 inconsistent with the proceedings authorizing the bonds to:

17 (1) make temporary transfers to another of those funds  
18 to avoid a temporary cash deficiency in that fund or make a transfer  
19 to another of those funds for the purposes of that fund;

20 (2) pay the principal of and interest on general  
21 obligation bonds issued to provide money for another of those funds  
22 or make bond enhancement payments with respect to the bonds; or

23 (3) pay the principal of and interest on revenue bonds  
24 of the Board or make bond enhancement payments with respect to the

1 bonds [~~if the bonds are issued to provide funds to purchase lands~~  
2 ~~and sell lands to veterans or make home mortgage loans to veterans~~].

3 (s) If the Board determines that assets from the Veterans'  
4 Land Fund, the Veterans' Housing Assistance Fund, or the Veterans'  
5 Housing Assistance Fund II are not required for the purposes of the  
6 fund, the Board may:

- 7 (1) transfer the assets to another of those funds;  
8 (2) use the assets to secure revenue bonds issued by  
9 the Board; [~~or~~]  
10 (3) use the assets to plan and design, operate,  
11 maintain, enlarge, or improve veterans cemeteries; or  
12 (4) use the assets to plan and design, construct,  
13 acquire, own, operate, maintain, enlarge, improve, furnish, or  
14 equip veterans homes.

15 SECTION 2. Section 5, Article VII, Texas Constitution, is  
16 amended to read as follows:

17 Sec. 5. (a) The permanent school fund consists of all land  
18 appropriated for public schools by this constitution or the other  
19 laws of this state, other properties belonging to the permanent  
20 school fund, and all revenue derived from the land or other  
21 properties. The available school fund consists of the  
22 distributions made to it from the total return on all investment  
23 assets of [~~principal of all bonds and other funds, and the principal~~  
24 ~~arising from the sale of the lands hereinbefore set apart to said~~  
25 ~~school fund, shall be~~] the permanent school fund, [~~and all the~~  
26 ~~interest derivable therefrom and~~] the taxes [~~herein~~] authorized by  
27 this constitution or general law to be part of [~~and levied shall be~~]



1 the available school fund, and appropriations made to the available  
2 school fund by the legislature. The total amount distributed from  
3 the permanent school fund to the available school fund:

4 (1) in each year of a state fiscal biennium must be an  
5 amount that is not more than six percent of the average of the  
6 market value of the permanent school fund, excluding real property  
7 belonging to the fund that is managed, sold, or acquired under  
8 Section 4 of this article, on the last day of each of the 16 state  
9 fiscal quarters preceding the regular session of the legislature  
10 that begins before that state fiscal biennium, in accordance with  
11 the rate adopted by:

12 (A) a vote of two-thirds of the total membership  
13 of the State Board of Education, taken before the regular session of  
14 the legislature convenes; or

15 (B) the legislature by general law or  
16 appropriation, if the State Board of Education does not adopt a rate  
17 as provided by Paragraph (A) of this subdivision; and

18 (2) over the 10-year period consisting of the current  
19 state fiscal year and the nine preceding state fiscal years may not  
20 exceed the total return on all investment assets of the permanent  
21 school fund over the same 10-year period.

22 (b) The expenses of managing permanent school fund land and  
23 investments shall be paid by appropriation from the permanent  
24 school fund.

25 (c) The available school fund shall be applied annually to  
26 the support of the public free schools. Except as provided by this  
27 section, the legislature may not enact a [no] law [shall ever be

1 ~~enacted~~] appropriating any part of the permanent school fund or  
2 available school fund to any other purpose. The permanent school  
3 fund and the available school fund may not ~~[whatever, nor shall the~~  
4 ~~same, or any part thereof ever]~~ be appropriated to or used for the  
5 support of any sectarian school. The ~~[, and the]~~ available school  
6 fund ~~[herein provided]~~ shall be distributed to the several counties  
7 according to their scholastic population and applied in the ~~[such]~~  
8 manner ~~[as may be]~~ provided by law.

9       (d) ~~[(b)]~~ The legislature by law may provide for using the  
10 permanent school fund ~~[and the income from the permanent school~~  
11 ~~fund]~~ to guarantee bonds issued by school districts or by the state  
12 for the purpose of making loans to or purchasing the bonds of school  
13 districts for the purpose of acquisition, construction, or  
14 improvement of instructional facilities including all furnishings  
15 thereto. If any payment is required to be made by the permanent  
16 school fund as a result of its guarantee of bonds issued by the  
17 state, an amount equal to this payment shall be immediately paid by  
18 the state from the treasury to the permanent school fund. An amount  
19 owed by the state to the permanent school fund under this section  
20 shall be a general obligation of the state until paid. The amount  
21 of bonds authorized hereunder shall not exceed \$750 million or a  
22 higher amount authorized by a two-thirds record vote of both houses  
23 of the legislature. If the proceeds of bonds issued by the state  
24 are used to provide a loan to a school district and the district  
25 becomes delinquent on the loan payments, the amount of the  
26 delinquent payments shall be offset against state aid to which the  
27 district is otherwise entitled.

1        (e) [~~(e)~~] The legislature may appropriate part of the  
 2 available school fund for administration of [~~the permanent school~~  
 3 ~~fund or of~~] a bond guarantee program established under this  
 4 section.

5        (f) [~~(d)~~] Notwithstanding any other provision of this  
 6 constitution, in managing the assets of the permanent school fund,  
 7 the State Board of Education may acquire, exchange, sell,  
 8 supervise, manage, or retain, through procedures and subject to  
 9 restrictions it establishes and in amounts it considers  
 10 appropriate, any kind of investment, including investments in the  
 11 Texas growth fund created by Article XVI, Section 70, of this  
 12 constitution, that persons of ordinary prudence, discretion, and  
 13 intelligence, exercising the judgment and care under the  
 14 circumstances then prevailing, acquire or retain for their own  
 15 account in the management of their affairs, not in regard to  
 16 speculation but in regard to the permanent disposition of their  
 17 funds, considering the probable income as well as the probable  
 18 safety of their capital.

19        (g) Notwithstanding Subsection (a) of this section, the  
 20 total amount distributed from the permanent school fund to the  
 21 available school fund for the state fiscal years beginning  
 22 September 1, 2003, and September 1, 2004, must be an amount equal to  
 23 4.5 percent of the average of the market value of the permanent  
 24 school fund, excluding real property belonging to the fund that is  
 25 managed, sold, or acquired under Section 4 of this article, on the  
 26 last day of each of the 16 state fiscal quarters preceding the  
 27 regular session of the 78th Legislature.

1        (h) Subsection (g) of this section and this subsection  
2 expire December 1, 2006.

3        SECTION 3. The constitutional amendment proposed by SECTION  
4 1 of this resolution shall be submitted to the voters at an election  
5 to be held September 13, 2003. The ballot shall be printed to  
6 permit voting for or against the proposition: "The constitutional  
7 amendment authorizing the Veterans' Land Board to use assets in  
8 certain veterans' land and veterans' housing assistance funds to  
9 provide veterans homes for the aged or infirm and to make principal,  
10 interest, and bond enhancement payments on revenue bonds."

11       SECTION 4. The constitutional amendment proposed by SECTION  
12 2 of this resolution shall be submitted to the voters at an election  
13 to be held September 13, 2003. The ballot shall be printed to  
14 permit voting for or against the proposition: "The constitutional  
15 amendment relating to the use of income and appreciation of the  
16 permanent school fund."

**Side by Side Comparison  
Conference Committee Report  
H.J.R. 68**

**House**

**Senate**

**Conference Committee**

SECTION 1. Subsections (r) and (s), Section 49-b, Article III, Texas Constitution are amended to allow the Veteran Land Board (VLB) to use receipts in the Veterans Land Fund, The Veterans' Housing Assistance Fund, or the Veterans' Housing Assistance Fund II that are not needed for the purpose of paying debt service on its general obligation bonds to pay principal and interest on any of its revenue bonds.

HJR 68 also authorizes the VLB, if they determine that assets from the Veterans' Land Fund, the Veterans' Housing Assistance Fund, or the Veterans' Housing Assistance Fund II are not required for the purposes of the fund, to use those assets to plan and design, operate, enlarge, or improve veterans homes.

SECTION 2. Provides September 13, 2003 as the date for the election, and specifies the ballot language.

No similar provision in the House version.

SECTION 1. Same as House version.

SECTION 2. Same as House version.

SECTION \_\_\_\_ Amends Section 5, Article VII, Texas Constitution as follows:

Section 5(a) defines the composition of the permanent school fund, and require annual distributions to the available school fund to be made on the basis of the

SECTION 1. Same as House version.

SECTION 2. Same as Senate Floor Amendment with following exceptions:

Amends Section 5, Article VII, Texas Constitution as follows:

Section 5(a) defines the composition of the permanent school fund, and require annual distributions to the available school fund to be made on the basis of the

total return of the investment assets in the fund.

Establishes the limitations on the annual distribution.  
A 2/3 vote of the State Board of Education sets the annual distribution rate (the legislature may set the rate if the S.B.O.E. fails to) subject to the following caps:

1) 6% of the market value of the fund of the 16 fiscal quarters preceding a regular legislative session; and

2) an amount not to exceed the total return on all investment assets of the fund for the current fiscal year and the preceding 9 fiscal years.

3) *may not exceed an amount determined by the comptroller of public accounts that will erode the purchasing power of the fund over the next 10 year period.*

No similar provision in House version.

Section 5(b) Establishes that the expenses of managing the investments and land of the fund shall come from the fund.

No similar provision in House version.

Section 5(c) Establishes that the legislature may not appropriate the Permanent School fund for any purpose other than to support the public free schools, and that monies from the two funds may not support sectarian schools.

No similar provision in House version.

Section 5(d) Removes the income-only restriction on distributions to the Available School Fund (ASF).

Section 5(e) Restricts certain bond guarantee programs to appropriations from the ASF only.

total return of the investment assets in the fund.

Establishes the limitations on the annual distribution.  
A 2/3 vote of the State Board of Education sets the annual distribution rate (the legislature may set the rate if the S.B.O.E. fails to) subject to the following caps:

1) 6% of the market value of the fund of the 16 fiscal quarters preceding a regular legislative session; and

2) an amount not to exceed the total return on all investment assets of the fund for the current fiscal year and the preceding 9 fiscal years.

Same as Senate Version.

Same as Senate Version.

Same as Senate Version.

Same as Senate Version.

Section 5(g) Establishes minimum distributions from the PSF to the ASF for the 03-04 school years.

Same as Senate

The distribution shall be the lesser of:

1) 5% of the average market value of the fund for the 16 fiscal quarters preceding a regular legislative session; and

2) *may not exceed an amount determined by the comptroller of public accounts that will erode the purchasing power of the fund over the next 10 year period.*

The distribution shall be the lesser of:

1) 4.5% of the average market value of the fund for the 16 fiscal quarters preceding a regular legislative session.

Included in SECTION 2.

Section 5(h) expires the chapter on December 1, 2006. (FA1)

Same as Senate.

No similar provision in House version.

SECTION \_\_\_\_\_. Provides September 13, 2003 as the date for the election, and specifies the ballot language. (FA1)

SECTION 3. Provides September 13, 2003 as the date for the election, and specifies the ballot language for the Veteran's Land Board election.

SECTION 4. Provides September 13, 2003 as the date for the election, and specifies the ballot language for the Permanent School Fund election.

**ENROLLED**

H.J.R. No. 68

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the Veterans'  
2 Land Board to make certain payments on revenue bonds and to use  
3 assets in certain funds to provide for veterans homes and a  
4 constitutional amendment relating to the use of income and  
5 appreciation of the permanent school fund.

6 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Subsections (r) and (s), Section 49-b, Article  
8 III, Texas Constitution, are amended to read as follows:

9 (r) Receipts of all kinds of the Veterans' Land Fund, the  
10 Veterans' Housing Assistance Fund, or the Veterans' Housing  
11 Assistance Fund II that the Board determines are not required for  
12 the payment of principal of and interest on the general obligation  
13 bonds benefiting those funds, including payments by the Board under  
14 a bond enhancement agreement with respect to principal of or  
15 interest on the bonds, may be used by the Board, to the extent not  
16 inconsistent with the proceedings authorizing the bonds to:

17 (1) make temporary transfers to another of those funds  
18 to avoid a temporary cash deficiency in that fund or make a transfer  
19 to another of those funds for the purposes of that fund;

20 (2) pay the principal of and interest on general  
21 obligation bonds issued to provide money for another of those funds  
22 or make bond enhancement payments with respect to the bonds; or

23 (3) pay the principal of and interest on revenue bonds  
24 of the Board or make bond enhancement payments with respect to the



1 bonds [~~if the bonds are issued to provide funds to purchase lands~~  
2 ~~and sell lands to veterans or make home mortgage loans to veterans~~].

3 (s) If the Board determines that assets from the Veterans'  
4 Land Fund, the Veterans' Housing Assistance Fund, or the Veterans'  
5 Housing Assistance Fund II are not required for the purposes of the  
6 fund, the Board may:

7 (1) transfer the assets to another of those funds;

8 (2) use the assets to secure revenue bonds issued by  
9 the Board; [~~or~~]

10 (3) use the assets to plan and design, operate,  
11 maintain, enlarge, or improve veterans cemeteries; or

12 (4) use the assets to plan and design, construct,  
13 acquire, own, operate, maintain, enlarge, improve, furnish, or  
14 equip veterans homes.

15 SECTION 2. Section 5, Article VII, Texas Constitution, is  
16 amended to read as follows:

17 Sec. 5. (a) The permanent school fund consists of all land  
18 appropriated for public schools by this constitution or the other  
19 laws of this state, other properties belonging to the permanent  
20 school fund, and all revenue derived from the land or other  
21 properties. The available school fund consists of the  
22 distributions made to it from the total return on all investment  
23 assets of [~~principal of all bonds and other funds, and the principal~~  
24 ~~arising from the sale of the lands hereinbefore set apart to said~~  
25 ~~school fund, shall be~~] the permanent school fund, [~~and all the~~  
26 ~~interest derivable therefrom and~~] the taxes [~~herein~~] authorized by  
27 this constitution or general law to be part of [~~and levied shall be~~]

1 the available school fund, and appropriations made to the available  
2 school fund by the legislature. The total amount distributed from  
3 the permanent school fund to the available school fund:

4 (1) in each year of a state fiscal biennium must be an  
5 amount that is not more than six percent of the average of the  
6 market value of the permanent school fund, excluding real property  
7 belonging to the fund that is managed, sold, or acquired under  
8 Section 4 of this article, on the last day of each of the 16 state  
9 fiscal quarters preceding the regular session of the legislature  
10 that begins before that state fiscal biennium, in accordance with  
11 the rate adopted by:

12 (A) a vote of two-thirds of the total membership  
13 of the State Board of Education, taken before the regular session of  
14 the legislature convenes; or

15 (B) the legislature by general law or  
16 appropriation, if the State Board of Education does not adopt a rate  
17 as provided by Paragraph (A) of this subdivision; and

18 (2) over the 10-year period consisting of the current  
19 state fiscal year and the nine preceding state fiscal years may not  
20 exceed the total return on all investment assets of the permanent  
21 school fund over the same 10-year period.

22 (b) The expenses of managing permanent school fund land and  
23 investments shall be paid by appropriation from the permanent  
24 school fund.

25 (c) The available school fund shall be applied annually to  
26 the support of the public free schools. Except as provided by this  
27 section, the legislature may not enact a [no] law [shall ever be

1 ~~enacted~~] appropriating any part of the permanent school fund or  
2 available school fund to any other purpose. The permanent school  
3 fund and the available school fund may not ~~[whatever, nor shall the~~  
4 ~~same, or any part thereof ever]~~ be appropriated to or used for the  
5 support of any sectarian school. The ~~[, and the]~~ available school  
6 fund ~~[herein provided]~~ shall be distributed to the several counties  
7 according to their scholastic population and applied in the ~~[such]~~  
8 manner ~~[as may be]~~ provided by law.

9       (d) ~~[(b)]~~ The legislature by law may provide for using the  
10 permanent school fund ~~[and the income from the permanent school~~  
11 ~~fund]~~ to guarantee bonds issued by school districts or by the state  
12 for the purpose of making loans to or purchasing the bonds of school  
13 districts for the purpose of acquisition, construction, or  
14 improvement of instructional facilities including all furnishings  
15 thereto. If any payment is required to be made by the permanent  
16 school fund as a result of its guarantee of bonds issued by the  
17 state, an amount equal to this payment shall be immediately paid by  
18 the state from the treasury to the permanent school fund. An amount  
19 owed by the state to the permanent school fund under this section  
20 shall be a general obligation of the state until paid. The amount  
21 of bonds authorized hereunder shall not exceed \$750 million or a  
22 higher amount authorized by a two-thirds record vote of both houses  
23 of the legislature. If the proceeds of bonds issued by the state  
24 are used to provide a loan to a school district and the district  
25 becomes delinquent on the loan payments, the amount of the  
26 delinquent payments shall be offset against state aid to which the  
27 district is otherwise entitled.

1        (e) [~~(e)~~] The legislature may appropriate part of the  
2 available school fund for administration of [~~the permanent school~~  
3 ~~fund or of~~] a bond guarantee program established under this  
4 section.

5        (f) [~~(d)~~] Notwithstanding any other provision of this  
6 constitution, in managing the assets of the permanent school fund,  
7 the State Board of Education may acquire, exchange, sell,  
8 supervise, manage, or retain, through procedures and subject to  
9 restrictions it establishes and in amounts it considers  
10 appropriate, any kind of investment, including investments in the  
11 Texas growth fund created by Article XVI, Section 70, of this  
12 constitution, that persons of ordinary prudence, discretion, and  
13 intelligence, exercising the judgment and care under the  
14 circumstances then prevailing, acquire or retain for their own  
15 account in the management of their affairs, not in regard to  
16 speculation but in regard to the permanent disposition of their  
17 funds, considering the probable income as well as the probable  
18 safety of their capital.

19        (g) Notwithstanding Subsection (a) of this section, the  
20 total amount distributed from the permanent school fund to the  
21 available school fund for the state fiscal years beginning  
22 September 1, 2003, and September 1, 2004, must be an amount equal to  
23 4.5 percent of the average of the market value of the permanent  
24 school fund, excluding real property belonging to the fund that is  
25 managed, sold, or acquired under Section 4 of this article, on the  
26 last day of each of the 16 state fiscal quarters preceding the  
27 regular session of the 78th Legislature.

1        (h) Subsection (g) of this section and this subsection  
2        expire December 1, 2006.

3        SECTION 3. The constitutional amendment proposed by SECTION  
4        1 of this resolution shall be submitted to the voters at an election  
5        to be held September 13, 2003. The ballot shall be printed to  
6        permit voting for or against the proposition: "The constitutional  
7        amendment authorizing the Veterans' Land Board to use assets in  
8        certain veterans' land and veterans' housing assistance funds to  
9        provide veterans homes for the aged or infirm and to make principal,  
10       interest, and bond enhancement payments on revenue bonds."

11       SECTION 4. The constitutional amendment proposed by SECTION  
12       2 of this resolution shall be submitted to the voters at an election  
13       to be held September 13, 2003. The ballot shall be printed to  
14       permit voting for or against the proposition: "The constitutional  
15       amendment relating to the use of income and appreciation of the  
16       permanent school fund."

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President of the Senate

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Speaker of the House

I certify that H.J.R. No. 68 was passed by the House on April 29, 2003, by the following vote: Yeas 141, Nays 0, 1 present, not voting; that the House refused to concur in Senate amendments to H.J.R. No. 68 on May 29, 2003, by a non-record vote, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.J.R. No. 68 on June 1, 2003, by the following vote: Yeas 142, Nays 0, 3 present, not voting.

---

Chief Clerk of the House

H.J.R. No. 68

I certify that H.J.R. No. 68 was passed by the Senate, with amendments, on May 26, 2003, by the following vote: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.J.R. No. 68 on June 1, 2003, by the following vote: Yeas 31, Nays 0.

---

Secretary of the Senate

RECEIVED: \_\_\_\_\_

Date

---

Secretary of State

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I certify that H.J.R. No. 68<sup>✓</sup> was passed by the House  
(1)

on April 29<sup>✓</sup>, 2003, by the following vote:  
(2)

Yeas 141<sup>✓</sup>, Nays 0<sup>✓</sup>, 1 present, not voting<sup>✓</sup>;  
(3) (4)

that the House refused to concur in Senate amendments to H.J.R. No. 68<sup>✓</sup>  
on May 29<sup>✓</sup>, 2003, ~~by the following vote~~<sup>by a non-record</sup>  
(5)

~~Yeas \_\_\_\_\_, Nays \_\_\_\_\_~~  
(6) (7)

and requested the appointment of a conference committee to consider the  
differences between the two houses; and that the House adopted  
the conference committee report on H.J.R. No. 68 on

June 1<sup>✓</sup>, 2003, by the following vote:  
(8)

Yeas 142<sup>✓</sup>, Nays 0<sup>✓</sup>, 3 present, not voting<sup>✓</sup>.  
(9) (10)

\_\_\_\_\_  
Chief Clerk of the House

\*\*\*\* Preparation: CT21;

I certify that H.J.R. No. 68<sup>✓</sup> was passed by the Senate,  
(1)

with amendments, on May 26<sup>✓</sup>, 2003, by the  
(2)

following vote: Yeas 31<sup>✓</sup>, Nays 0<sup>✓</sup>;  
(3) (4)

at the request of the House, the Senate appointed a conference  
committee to consider the differences between the two

houses; and that the Senate adopted the conference committee

report on H.J.R. No. 68<sup>✓</sup> on June 1<sup>✓</sup>, 2003,  
(5)

by the following vote:

Yeas 31<sup>✓</sup>, Nays 0<sup>✓</sup>.  
(6) (7)

\_\_\_\_\_  
Secretary of the Senate

RECEIVED:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Secretary of State

\*\*\*\* Preparation: CT22;



for chief clerk use only

Bill or Resolution Number:

HJR 68

### JOINT AUTHOR AUTHORIZATION

As primary author of HJR 68 I hereby authorize the following joint author(s):  
(bill or resolution #)

Bob Hunter  
printed name of joint author #1

[Signature]  
signature of joint author #1

04/25/03

Sid Miller  
printed name of joint author #2

[Signature]  
signature of joint author #2

Dianne Delisi  
printed name of joint author #3

[Signature]  
signature of joint author #3

4/25/03

Leo Berman  
printed name of joint author #4

[Signature]  
signature of joint author #4

4/25/03

[Signature]  
signature of primary author

4/28/03  
date

4/25/03

78TH LEGISLATURE

COAUTHOR AUTHORIZATION

(please request your coauthors to sign this form  
in lieu of the front or the back of the original bill)

Bill or Resolution Number:

HJR 68

signature of primary author

printed name of primary author

Date

PERMISSION TO SIGN HAS BEEN GIVEN TO (check only one of the following):  
(bill or resolution #)

ALL REPRESENTATIVES

THE FOLLOWING REPRESENTATIVE(S):

I authorize the Chief Clerk to include my name as a coauthor of the legislation indicated above:

A2115 Allen	Date	A2450 Cook, Byron	Date	A2795 Farabee	Date
A2125 Alonzo	Date	A2565 Cook, Robert "Robby"	Date	A2810 Farrar	Date
A2160 Bailey	Date	A2595 Corte	Date	A2840 Flores	Date
A2170 Baxter	Date	A2605 Crabb	Date	A2850 Flynn	Date
A2205 Berman	Date	A2610 Craddick	Date	A2920 Gallego	Date
A2230 Bohac	Date	A2640 Crownover	Date	A2925 Garza	Date
A2250 Bonnen	Date	A2620 Davis, John	Date	A2960 Gattis	Date
A2280 Branch	Date	A2625 Davis, Yvonne	Date	A2945 Geren	Date
A2265 Brown, Betty	Date	A2635 Dawson	Date	A2935 Giddings	Date
A2270 Brown, Fred	Date	A2680 Delisi	Date	A2985 Goodman	Date
A2255 Burnam	Date	A3385 Denny	Date	A2990 Goolsby	Date
A2295 Callegari	Date	A2690 Deshotel	Date	A3010 Griggs	Date
A2290 Campbell	Date	A2705 Driver	Date	A3020 Grusendorf	Date
A2350 Canales	Date	A2665 Dukes	Date	A3045 Guillen	Date
A2300 Capelo	Date	A2660 Dunnam	Date	A3030 Gutierrez	Date
A2490 Casteel	Date	A2650 Dutton	Date	A3035 Haggerty	Date
A2495 Castro	Date	A2770 Edwards	Date	A3050 Hamilton	Date
A2585 Chavez	Date	A2775 Eiland	Date	A2695 Hamric	Date
A2480 Chisum	Date	A2780 Eissler	Date	A3160 Hardcastle	Date
A2525 Christian	Date	A2785 Elkins	Date	A3165 Harper-Brown	Date
A2435 Coleman	Date	A2790 Ellis	Date	A3170 Hartnett	Date

A3180 Heflin	Date	A3715 Madden	Date	A4220 Riddle	Date
A3190 Hegar	Date	A3750 Marchant	Date	A4250 Ritter	Date
A3250 Hilderbran	Date	A2835 Martinez Fischer	Date	A4270 Rodriguez	Date
A3275 Hill	Date	A3665 McCall	Date	A4350 Rose	Date
A3305 Hochberg	Date	A3650 McClendon	Date	A4420 Seaman	Date
A3290 Hodge	Date	A3845 McReynolds	Date	A4525 Smith, Todd	Date
A3325 Homer	Date	A3830 Menendez	Date	A4540 Smith, Wayne	Date
A3320 Hope	Date	A3815 Mercer	Date	A4530 Smithee	Date
A3330 Hopson	Date	A3840 Merritt	Date	A4550 Solis	Date
A3315 Howard	Date	A3835 Miller	Date	A4505 Solomons	Date
<del>A3340 Hughes</del>	Date	A3855 Moreno, Joe	Date	A4560 Stick	Date
<del>A3355 Hunter</del>	Date	A3860 Moreno, Paul	Date	A4570 Swinford	Date
A3360 Hupp	Date	A3870 Morrison	Date	A4585 Talton	Date
A3375 Isett	Date	A3865 Mowery	Date	A4600 Taylor	Date
A3405 Jones, Delwin	Date	A3885 Naishtat	Date	A4605 Telford	Date
A3420 Jones, Elizabeth	Date	A3895 Nixon	Date	A4630 Thompson	Date
A3400 Jones, Jesse	Date	A3900 Noriega	Date	A4650 Truitt	Date
A3475 Keel	Date	A3880 Oliveira	Date	A4685 Turner	Date
A3410 Keffer, Bill	Date	A3886 Olivo	Date	A4695 Uresti	Date
A3480 Keffer, Jim	Date	A4100 Paxton	Date	A4700 Van Arsdale	Date
A3470 King	Date	A4140 Pena	Date	A4800 Villarreal	Date
A3495 Kolkhorst	Date	A4160 Phillips	Date	A4995 West	Date
A3485 Krusee	Date	A4180 Pickett	Date	A5000 Wilson	Date
A3450 Kuempel	Date	A4185 Pitts	Date	A5020 Wise	Date
A3510 Laney	Date	A4200 Puente	Date	A5015 Wohlgemuth	Date
A3540 Laubenberg	Date	A4230 Quintanilla	Date	A4980 Wolens	Date
A3605 Lewis	Date	A4240 Rangel	Date	A4985 Wong	Date
A3620 Luna	Date	A4215 Raymond	Date	A5005 Woolley	Date
A3700 Mabry	Date	A4236 Reyna	Date	A5150 Zedler	Date

H.J.R. No. 68

By 

proposing a constitutional amendment authorizing the Veterans' Land Board to make certain payments on revenue bonds and to use assets in certain funds to provide for veterans homes.

**MAR 05 2003**

Filed with the Chief Clerk

**MAR 12 2003**

Read first time and referred to Committee on Defense Affairs and State-Federal Relations

**APR 03 2003**

Reported favorably (~~amended~~)  
(as substituted)

**APR 08 2003**

Sent to Committee on Calendars

**APR 29 2003**

Read second time (comm. subst.) (~~amended~~) and adopted (~~amended~~) by a  
record vote of 141 yeas, 0 nays, 1 present, not voting

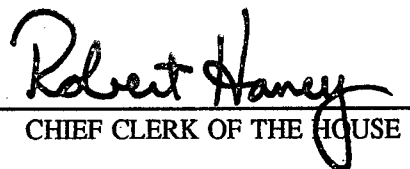
Read third time (amended) and finally adopted (failed of adoption) by a  
record vote of        yeas,        nays,        present, not voting

**APR 30 2003**

Engrossed

**APR 30 2003**

Sent to Senate

  
CHIEF CLERK OF THE HOUSE

OTHER HOUSE ACTION:

**APR 30 2003**

Received from the House

**MAY 07 2003**

Read and referred to Committee on VETERAN AFFAIRS & MILITARY INSTALLATIONS

**MAY 22 2003**

Reported favorably       

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time

Ordered not printed

Laid before the Senate

**MAY 26 2003**

Senate and Constitutional Rules to permit consideration suspended by (unanimous consent)  
       yeas,        nays)

**MAY 26 2003**

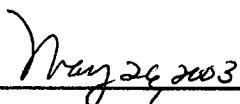
Read second time, amended, and passed to third reading by (unanimous consent)  
(a viva voce vote)  
       yeas,        nays)

**MAY 26 2003**

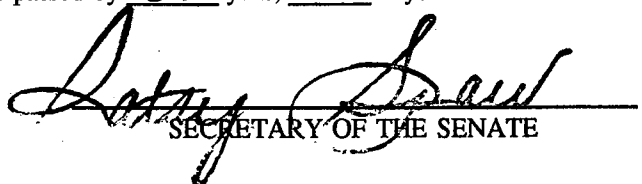
Senate and Constitutional 3 Day Rules suspended by a vote of 31 yeas, 0 nays

**MAY 26 2003**

Read third time,       , and passed by 31 yeas, 0 nays



Returned to the House

  
SECRETARY OF THE SENATE

OTHER SENATE ACTION:

MAY 26 2003

Returned from the Senate (~~re-substituted~~)  
(with amendments)

House concurred in Senate amendments by a (non-record vote)  
(record vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting)

MAY 29 2003

House refused to concur in Senate amendments and requested the appointment of a conference committee  
by a (non-record vote) (~~record vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting~~)

MAY 29 2003

House conferees appointed: Hupp, Chair; Helfin,  
Pitts, Corte, Luna

MAY 30 2003

Senate granted House request. Senate conferees appointed: Bining, Chair;  
Duncan, Ellis, Estes, Fraser

JUN 01 2003

Conference committee report adopted (~~rejected~~) by the House by a record vote of  
142 yeas, 0 nays, 3 present, not voting

JUN 01 2003

Conference committee report adopted (~~rejected~~) by the Senate by a record vote of  
31 yeas, 0 nays

03 APR -7 PM 10:22  
HOUSE OF REPRESENTATIVES  
03 MAY 26 PM 9:21  
HOUSE OF REPRESENTATIVES